THE HON'BLE SRI JUSTICE N.V. RAMANA

W.P. No. 12439 of 2006

Dated: 22.06.2006

Between

Md. Shamshuddin, S/o Md. Ameeduddin, Lineman, Phanigiri, T. Giri Section, Suryapet, Nalgonda District.

….. Petitioner.

And

The Chairman and Managing Director, Central Power Distribution Company of A.P. Ltd., Red Hills, Hyderabad. and another.

….. Respondents.

THE HON'BLE SRI JUSTICE N.V. RAMANA

W.P. No. 12439 of 2006

Oral order:

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents-APCPDCL.

The petitioner, who is working as Lineman with the respondents-APCPDCL at Phanigiri, has filed this writ petition assailing the proceedings dated 05.06.2006, issued by the 2nd respondent-Divisional Engineer, transferring him from Phanigiri to W.M. Kota. It is the contention of the petitioner that his transfer is contrary to the guidelines issued by the 1st respondent-Chairman & Managing Director, vide his Memo dated 10.05.2006 and that the 2nd respondent while retaining some persons who having been working at the present place since a long time, have transferred the petitioner, which is illegal and arbitrary.

Transfer is an incidence of service, and is made keeping in view the administrative exigencies and needs of the organization. This Court normally does no interfere in matter of transfer, unless it is shown that the transfer has been effected *mala fide* or for extraneous reasons.

A reading of the impugned order of transfer would disclose that long standing Linemen, who have been working for more than five years and three years in an Operation Division, have been transferred, and as the petitioner is said to be a long standing Linemen at the

present place, no exception can be taken to the action of the 2nd respondent in transferring him from Phanigiri to W.M. Kota, and more so when transfer is an incidence of service.

Hence, the writ petition is dismissed. However, the petitioner is at liberty to make appropriate representation seeking his retention at the present place, and it is open for the respondents to consider the same. No costs.

_____

N.V. RAMANA, J.

Date: 22nd June, 2006.
KSR